

1 Matthew D. Ross (SBN 84703)
2 Christine S. Hwang (184549)
3 LEONARD, CARDER, LLP
4 1330 Broadway, Suite 1450
Oakland, CA 94612
Tel: (510) 272-0169
Fax: (510) 272-0174

5 | Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 UNITE HERE LOCAL 2; SAN MATEO HOTEL)
EMPLOYEES & RESTAURANT EMPLOYEES)
10 WELFARE FUND; SAN MATEO HOTEL)
EMPLOYEES & RESTAURANT EMPLOYEES)
11 PENSION FUND; SHERRI CHIESA, JAMES)
BEARD, HAL BOBROW, MIKE CASEY, THO)
12 DO, and RICHARD ROMANSKI, Trustees of the)
San Mateo Hotel Employees & Restaurant)
13 Employees Welfare and Pension Funds,)

Case No. C07-02588 BZ

**STIPULATION RE
ADMINISTRATIVE MOTION
TO CONSIDER WHETHER
CASES SHOULD BE RELATED**

14 Plaintiffs,
15 v.
16 SFO GOOD-NITE INN, LLC, a California
17 limited liability company; ERIC YOKENO, an
individual; and BANG JA KIM, an individual,
18 Defendants.

WHEREAS, on June 28, 2007, Plaintiffs UNITE HERE LOCAL 2 (“Union”); SAN MATEO HOTEL EMPLOYEES & RESTAURANT EMPLOYEES WELFARE FUND; SAN MATEO HOTEL EMPLOYEES & RESTAURANT EMPLOYEES PENSION FUND (together, “Trust Funds”) SHERRI CHIESA, JAMES BEARD, HAL BOBROW, MIKE CASEY, THODO, and RICHARD ROMANSKI, Trustees of the San Mateo Hotel Employees & Restaurant Employees Welfare and Pension Funds (“Trustees”) filed a First Amended Complaint in this action and a Notice of Related Case:

27 WHEREAS, on July 18, 2007, Defendants SFO GOOD-NITE INN, LLC and BANG JA
28 KIM filed an Answer to the FAC;

1 WHEREAS, the parties have conferred and agree that this case may be related to a case
 2 currently pending before the Honorable Martin J. Jenkins, case number C06-07335 MJJ, which
 3 was filed on November 28, 2006 by the National Labor Relations Board Regional Director of
 4 Region 20, Joseph Norelli, under Section 10(j) of the National Labor Relations Act [61 Stat. 149;
 5 73 Stat. 544; 29 U.S.C. § 160 (j)]. That case involves a petition seeking injunctive relief pending
 6 final disposition of the Complaint and Notice of Hearing issued by the Nation Labor Relations
 7 Board against Defendant for engaging in unfair labor practices in violation of 8(a)(1), (3) and (5)
 8 of the National Labor Relations Act.

9 NOW THEREFORE, IT IS AGREED AND STIPULATED that the Court should
 10 consider and determine whether this case and case number C06-07335 MJJ are related.

11 Dated: August 1, 2007

12 The respective attorneys, by their signatures below, represent and warrant that they have
 13 the consent of their respective clients, have discussed this Stipulation and [Proposed] Order
 14 Granting Plaintiffs Administrative Motion to Consider Whether Cases Should Be Related and
 15 have the authority to bind their respective clients.

17 Dated: August 1, 2007

LEONARD CARDER, LLP

18 By: /s/ Christine S. Hwang
 19 Matthew D. Ross
 20 Christine S. Hwang
 21 Attorneys for Plaintiffs

22 Dated: August 1, 2007

JORDAN LAW GROUP

24 By: /s/ Nanette Joslyn
 25 Patrick Jordan
 26 Nanette Joslyn
 27 Attorneys for SFO Good-Nite Inn, LLC
 28 and Bang Ja Kim